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IRVING MALCHMAN, OF COUNSEL

VIA E-FILING

January 3, 2008

Clerk of the Court
United States District Court for the District of Massachusetts
Suite 2300
John Joseph Moakley U.S. Courthouse
One Courthouse Way
Boston, Massachusetts 02210

Re: The City of New York and Captioned New York Counties (MDL 1456)
(No. 01-CV-12257-PBS)

Dear Sir or Madam:

Per this Court's Order entered June 17, 2004 enclosed for filing in the above-captioned matters please find the January 3, 2008 status report for The City of New York and Captioned New York Counties.

Sincerely,

/s/ Aaron D. Hovan
Aaron D. Hovan

Enclosures
cc: All Parties of Record

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

<p>IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION</p>	
<p>THIS DOCUMENT RELATES TO:</p> <p><i>The City of New York v. Abbott Laboratories, Inc., et al.</i> S.D.N.Y. Case No. 04-CV-06054</p> <p><i>County of Albany v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0425</p> <p><i>County of Allegany v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-0236</p> <p><i>County of Broome v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0456</p> <p><i>County of Cattaraugus v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-0256</p> <p><i>County of Cayuga v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0423</p> <p><i>County of Chautauqua v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-0214</p> <p><i>County of Chemung v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-6744</p> <p><i>County of Chenango v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0354</p> <p><i>County of Columbia v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0867</p> <p><i>County of Cortland v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0881</p> <p><i>County of Dutchess v. Abbott Laboratories, Inc., et al.</i> S.D.N.Y. Case No. 05-CV-6458</p> <p><i>County of Essex v. Abbott Laboratories, Inc., et al.</i></p>	<p>MDL NO. 1456 Civil Action No. 01-12257-PBS</p> <p>Judge Patti B. Saris</p> <p>January 3, 2008 Status Report on Behalf of City of New York and New York Counties</p>

N.D.N.Y. Case No. 05-CV-0878	
<i>County of Fulton v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0519	
<i>County of Genesee v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-00267	
<i>County of Greene v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0474	
<i>County of Herkimer v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-00415	
<i>County of Jefferson v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0715	
<i>County of Lewis v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0839	
<i>County of Madison v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-00714	
<i>County of Monroe v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-6148	
<i>County of Nassau v. Abbott Laboratories, Inc., et al.</i> E.D.N.Y. Case No. 04-CV-05126	
<i>County of Niagara v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-06296	
<i>County of Oneida v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0489	
<i>County of Onondaga v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0088	
<i>County of Ontario v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-6373	
<i>County of Orleans v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-6371	
<i>County of Orange v. Abbott Laboratories, Inc. et al.</i> S.D.N.Y. Case No. 02-CV-2777	
<i>County of Putnam v. Abbott Laboratories, Inc., et al.</i>	

S.D.N.Y. Case No. 05-CV-04740 <i>County of Rensselaer v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-00422 <i>County of Rockland v. Abbott Laboratories, Inc., et al.</i> S.D.N.Y. Case No. 03-CV-7055 <i>County of Schuyler v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-6387 <i>County of Seneca v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-6370 <i>County of St. Lawrence v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0479 <i>County of Saratoga v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0478 <i>County of Steuben v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-6223 <i>County of Suffolk v. Abbott Laboratories, Inc., et al.</i> E.D.N.Y. Case No. 03-CV-12257 <i>County of Tompkins v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0397 <i>County of Ulster v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 06-CV-0123 <i>County of Warren v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0468 <i>County of Washington v. Abbott Laboratories, Inc., et al.</i> N.D.N.Y. Case No. 05-CV-0408 <i>County of Wayne v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-06138 <i>County of Westchester v. Abbott Laboratories, Inc., et al.</i> S.D.N.Y. Case No. 03-CV-6178 <i>County of Wyoming v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-6379 <i>County of Yates v. Abbott Laboratories, Inc., et al.</i> W.D.N.Y. Case No. 05-CV-06172	
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The undersigned counsel for the Captioned-plaintiffs (hereinafter referred to as the City of New York and Captioned New York Counties) hereby submit the attached status report to the Court in accordance with the Court's June 17, 2004 Procedural Order.

Date: January 3, 2008
New York, New York

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By: /s/ Joanne M. Cicala

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January 3, 2008 Status Report for the City of New York and Captioned New York Counties

Pending Motions

On December 20, 2007, defendant Biogen Idec, Inc. filed a Motion for a Protective Order, together with a motion for leave to file under seal. Counsel for plaintiff has contacted counsel for defendant to discuss taking the motion off calendar in exchange for an extension of the deadline for providing responses to discovery.

On December 21, 2007, plaintiffs filed a Motion to Compel Discovery from Defendant Boehringer Ingelheim Roxane Laboratories, Inc. The parties have stipulated that Roxane's opposition is due on or before January 11, 2008.

On January 3, 2008, plaintiffs filed notice of the Voluntary Dismissal of Teva Pharmaceutical Industries, Ltd.

Certificate of Service

I certify that on January 3, 2008 a true and correct copy of the foregoing January 3, 2008 Status Report was served on all Counsel of Record by electronic service pursuant to Case Management Order No. 2 by sending a copy to Verilaw Technologies for posting and notification to all parties.

/s/Aaron D. Hovan
Aaron D. Hovan